
STATE OF INDIANA

DEPARTMENT OF LOCAL GOVERNMENT FINANCE



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Distressed Unit Appeals Board Meeting Minutes May 20, 2009

Call to Order: The meeting of the Distressed Unit Appeals Board (DUAB) was held on Monday, May 20, 2009 from 1:03 PM – 2:32 PM. The meeting was held at One North Capital, 9th Floor Conference Room; Indianapolis, IN 46204. Board members in attendance were Kyle Babcock, Dan Clark, Mark GiaQuinta, Bruce Hartman, Ryan Kitchell, Chris Ruhl, Tim Rushenberg, and Paul Wyman.

Discussion: May 20, 2009 meeting of the Distressed Unit Appeals Board was called to order at 1:03 PM by Mr. Kitchell. Mr. Kitchell noted compliance with the Indiana Open Door Law, having posted notice in advance of the hearing.

Minutes: Mr. Kitchell submitted the minutes for approval and asked for comments.

Motion: Mr. Wyman made a motion to approve the minutes as submitted. Mr. Ruhl seconded the motion, and the motion carried by a vote of 7-0.

Further Discussion: Mr. Kitchell introduced the next item: a proposed revision of the Distressed Unit Appeals Board (DUAB) Administrative Policies and Procedures. Chris Atkins, General Counsel and Policy Director for the Indiana Office of Management and Budget (OMB), discussed the proposed changes.

Motion: Mr. Babcock moved to accept the proposed changes to the DUAB Administrative Policies and Procedures as presented by Mr. Atkins. Mr. Hartman seconded the motion. Motion carried by a vote of 7-0.

Mr. Kitchell called for the next item: staff report on Beech Grove Public Library.

Beech Grove Public Library ***Marion County***

Present for hearing: Mr. Cristopher Johnston, Executive Director of Government Efficiency and Financial Planning for the Indiana Office of Management and Budget.

Discussion: Mr. Johnston discussed the Beech Grove Public Library (“Library”) petition and presented the DUAB staff report on the Library’s petition, including a recommendation from the DUAB staff that the petition be denied by the DUAB.

Motion: Mr. Wyman moved to deny the Library petition. Mr. Babcock seconded the motion. Motion to deny carried by a vote of 7-0.

The City of Gary

Lake County

Present for hearing: Mr. Cristopher Johnston, Executive Director of Government Efficiency and Financial Planning for OMB; Rudy Clay, Mayor of Gary; Celita Green, City of Gary Controller, Earline Rogers, Senator; and Christopher Atkins, General Counsel and Policy Director for OMB.

Discussion: Mr. Johnston gave a review of the petitions from the five units in the Gary, Indiana area and presented the DUAB staff report on the units petition, including a recommendation that the petition be approved consistent with a separate resolution prepared by the DUAB staff. Mr. Johnston fielded questions from DUAB members about the staff report and recommendation.

Mr. GiaQuinta asked whether the DUAB members would receive a response from the City of Gary. There were no objections to brief comments from representatives from the City of Gary. Mayor Clay thanked Mr. Johnston and his staff for their work and acknowledged the work of Ms. Celita Green, Gary's City Controller. Ms. Green also acknowledged the work of Mr. Johnston and his staff. Ms. Green fielded questions from DUAB members on the staff report.

Senator Earline Rogers gave remarks. She thanked Mr. Johnston, his staff, and the DUAB.

Mr. Kitchell asked for additional comments and questions. With none, Mr. Kitchell asked that one of the staff members provide an overview of the resolution prepared by DUAB staff.

Mr. Atkins explained the resolution and fielded questions from DUAB members.

Motion: Mr. Wyman made a motion to accept the resolution as submitted by Mr. Johnston and his staff. Mr. Babcock seconded the motion. Motion carried by a vote of 8-0.

General Discussion: Mr. Kitchell reviewed the progress of the DUAB up to this point in the year. He stated that both petitions submitted for the year have been addressed by the DUAB. He indicated that later in the year the DUAB would publish its amended policies and procedures and distribute them to all the units. With no other comments, Mr. Kitchell said that information would continue to be shared and the next time the DUAB convenes there would be time for discussion.

Mr. Kitchell adjourned the hearing at 2:32 PM.